

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Livshits et al.

Application No.: 09/466,935

Filing Date: December 20, 1999

For: NOVEL GENE AND METHOD FOR
PRODUCING L-AMINO ACIDS

Art Unit: 1652

Examiner: Steadman

Attorney Ref. No.: US-126

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CENTRAL FAX CENTER****FEB 15 2005****Via Facsimile to 703 872 9306****AMENDMENT AND RESPONSE UNDER 35 C.F.R. §1.116**

Mail Stop Non-fee Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Office Action dated October 15, 2004, which set a 3-month shortened statutory period for response thereto, please amend the above-captioned patent application as follows. Applicants submit herewith a petition for a one-month extension of time, extending the time period for response to February 15, 2005.

Amendments to the Claims begin on page 2.

Remarks begin on page 7.

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FAX:	703.872.9306	REF. NO:	US-126O
VOICE:	703.308.3934	PAGES	14 (incl. this sheet)
App. No.:	09/466,935	DATE:	February 15, 2005

The undersigned hereby certifies that the following document(s) is (are) being transmitted by telefacsimile to the United States Patent and Trademark Office at the above "FAX" number, on the above DATE:

- 1) Amendment Transmittal Letter (2 pages)
- 2) Petition for Extension of Time (1 page)
- 3) Amendment and Response under 37 CFR §1.116 (10 pages)

Shelly Guest Cermak
Registration Number 39,571

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February 15, 2005

Mail Stop Non-Fee Amendment
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA. 22313-1450

In re application of: Livshits et al.
 Application. No.: 09/466,935
 Filing Date: December 20, 1999
 Atty. Docket No. US-126O
 Title: NOVEL GENE AND METHOD FOR PRODUCING L-
 AMINO ACIDS

Sir:

Transmitted herewith is an amendment in the above-identified application. Please find enclosed:

- Amendment and Request for Reconsideration: 10 pages.
 - Petition for Extension of time from the Office Action, mailed October 15, 2004, 1 months to February 15, 2005: 1 pages
 - Information Disclosure Statement: pages.
 - PTO-1449: pages.
 - exhibit references (pages).
 - PTO-2038 Credit Card Payment Form (fee calculated as shown below): pages.
 - Other: Sequence Seach and Comparison (20 pages)
- A fee is required, as calculated below:

	(Col. 1)		(Col. 2)	(Col. 3)	SMALL ENTITY	LARGE ENTITY
	<i>Claims Remaining After Amendment</i>		<i>Highest No. Previously Paid For</i>	<i>Extra</i>	<i>Rate</i>	<i>Fee</i>
<i>Total</i>	20	minus	29	0	x \$9 =	\$
<i>Indep.</i>	2	minus	4	0	x \$43 =	\$
<input type="checkbox"/> First Presentation of Multiple Dependent Claims					+ \$145 =	\$
					Total	\$
						Total

- * If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.
- ** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.
- *** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space. The "Highest Number Previously Paid For" (Total or Independent) is the highest number found from the equivalent box in Col. 1 of a prior amendment or the number of claims originally filed.

Please accept payment of the above-calculated fees, and any extension of time fees, or any IDS fees by the following payment method:

- Please charge Deposit Account No. 50-3077 in the amount of \$120.00.
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 The U.S. Patent and Trademark Office is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to
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 Any filing fees under 37 C.F.R. § 1.16 for the presentation of extra claims.
 Any patent application processing fees under 37 C.F.R. § 1.17.

Respectfully submitted,



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Date: February 15, 2005